

City Hall, Lodi, Cal., March 15, 1920.

The Board of Trustees of the City of Lodi convened in regular session at 8 o'clock p.m., there being present Trustees Black, Hale, Crose, Montgomery and Morehead.

Minutes of the previous meeting were read and approved.

Nineteen applications for building permits were read, granted and ordered filed.

ORDINANCE NO. 111.

"AN ORDINANCE PRESCRIBING THE STANDARD WEIGHTS FOR BREAD IN THE CITY OF LODI, AND PROVIDING A PENALTY FOR VIOLATION THEREOF," having been introduced for passage March 1, 1920, and laid on the table for not less than five days, was given second reading and upon motion of Trustee Montgomery, seconded by Trustee Morehead, was passed by the following vote:

Ayes: Trustees Montgomery, Morehead, Crose, Hale and Black.

Noes: None.

Absent: None.

ORDINANCE NO. 112.

"AN ORDINANCE AMENDING SECTIONS ONE AND TWO OF ORDINANCE NO. 96, FIXING THE SALARIES AND COMPENSATION OF THE CITY CLERK AND EX-OFFICIO ASSESSOR, AND THE CITY TREASURER AND EX-OFFICIO CITY TAX COLLECTOR," having been introduced for passage March 1st, 1920, and laid on the table for not less than five days, was given second reading and passed to print by the following vote:

Ayes: Trustees Montgomery, Hale, Crose, Morehead and Black.

Noes: None.

Absent: None.

The application of Mrs. J. D. Stapleton for the position of Matron of the Municipal Baths was read and ordered filed.

John E. Reid applied for appointment as Deputy Marshal and upon motion of Trustee Montgomery, seconded by Trustee Morehead, was appointed to serve in that capacity for an indefinite period.

The Plumbing Inspector's report for the month of February was read and ordered filed.

A letter from Stockton & Mokelumne Canal Company to the Board of Trustees asked what steps had been taken in regard to the sewage and storm waters referred to in their notice of February 2nd, 1920. The Clerk was instructed to reply to the effect that several plans whereby the present conditions may be remedied are under consideration and it is hoped a satisfactory report can be made in the near future.

This being the date and hour for receiving bids for the street improvement bonds to be issued under the provisions of Resolution of Intention No. 24, the City Clerk reported that no bids for said bonds had been filed, whereupon the following resolution was introduced:

RESOLUTION NO. 95.

AUTHORIZING AND DIRECTING DELIVERY OF BONDS ISSUED PURSUANT TO THE PROVISIONS OF RESOLUTION NO. 24, AND "THE IMPROVEMENT BOND ACT OF 1915", TO CLARK & HENRY CONSTRUCTION COMPANY, THE CONTRACTOR.

BE IT RESOLVED by the Board of Trustees of the City of Lodi as follows:

WHEREAS, the City Clerk, pursuant to the provisions of Resolution No. 89, adopted February 16th, 1920, caused to be duly published a Notice Inviting Sealed Bids for the purchase of Street Improvement

Bonds dated February 16th, 1920, and aggregating the total sum of \$7,695.00, and issued pursuant to the provisions of the Improvement Bond Act of 1915, and amendments thereto, and pursuant to proceedings taken by the Board of Trustees of the City of Lodi under Resolution of Intention No. 24, and

WHEREAS, said Resolution No. 89 provided that bids would be received by the City Clerk up to the hour of eight o'clock P. M. on Monday the 15th of March, 1920, and said published notice contains a like provision, and

WHEREAS, no bid or bids was or were received by the City Clerk for the purchase of said Street Improvement Bonds within the times limited and provided for in said Resolution and Notice;

NOW, THEREFORE, BE IT RESOLVED that the President of the Board of Trustees and the City Clerk be and they are hereby authorized and directed to deliver said bonds in the aggregate total amount of \$7,695.00 to Clark & Henery Construction Company, the Contractor who performed the work under said Resolution of Intention No. 24, in satisfaction of the sum due said Contractor upon its assessment and warrant. Said bonds so to be delivered consist of ten (10) bonds of the denomination of five hundred (500) dollars each; ten (10) bonds of the denomination of two hundred (200) dollars each; and ten (10) bonds of the denomination of sixty-nine and 50/100 (69.50) dollars each, and are of the character known as serials.

One (1) of said bonds of the denomination of five hundred (500) dollars each; one (1) of said bonds of the denomination of two hundred (200) dollars each, and one (1) of said bonds of the denomination of sixty-nine and 50/100 (69.50) dollars each are payable annually from July 2nd, 1921 to July 2nd, 1930, both inclusive.

Dated March 15th, 1920.

The foregoing resolution was adopted by the following vote:
Ayes: Trustees Hale, Montgomery, Crose, Morehead and Black.
Noes: None.
Absent: None.

Trustee Hale, moved, seconded by Trustee Morehead, that the City Engineer be hereby instructed and directed to prepare plans and specifications for the improvement of Main Street, in the City of Lodi, from the south line of Lockeford Street to the north line of Lodi Avenue. The motion was adopted by unanimous vote of the Board.

Trustee Crose moved, seconded by Trustee Montgomery, that the City Planning Commission, in conjunction with the Chief and Secretary of the Fire Department, be requested to prepare and submit to the Board of Trustees a draft of an ordinance defining the fire

limits, and incorporating therein such other provisions as to regulations by zones in the City as in their judgement appears appropriate. The motion was adopted.

The Superintendent of Streets reported to the Board that at the C. E. Mills place on East Oak street F. J. Beaty had without permission chopped out the pavement and put in a culvert over the curb. Upon motion of Trustee Montgomery the Superintendent was instructed to have the culvert removed and cause the street to be repaired.

RESOLUTION NO. 96

RELATING TO ISSUANCE OF STREET IMPROVEMENT BONDS UNDER PROCEEDINGS TAKEN PURSUANT TO RESOLUTION OF INTENTION NO. 26 FOR THE IMPROVEMENT OF SOUTH SCHOOL STREET, AND DETERMINING THE AMOUNT OF THE UNPAID ASSESSMENTS.

BE IT RESOLVED, by the Board of Trustees of the City of Lodi, as follows:

WHEREAS, the Board of Trustees of the City of Lodi on the 22nd day of September, 1919, adopted its Resolution of Intention No. 26 for the improvement of South School Street from the South Line of Oak Street to the North Line of Walnut Street, and from the South Line of Walnut Street to the North Line of Lodi Avenue, and from the South Line of Lodi Avenue to the City Limits on the South, in said City of Lodi, under and pursuant to the provisions of the "Improvement Bond Act of 1915" and amendments thereto, and to the resolutions, notices and other proceedings of said City duly adopted and taken, reference to said Resolution of Intention being hereby expressly made for further particulars; and

WHEREAS, the contract for said work and improvement was duly awarded and the work to be done thereunder was thereafter duly completed to the satisfaction of the Superintendent of Streets of said City, and of this Board, whereupon a warrant, diagram and assessment were made, recorded and delivered to the contractor in time, form and manner as required by said act, and the contractor having made due return thereon and the same having been duly recorded; and

WHEREAS, on the 5th day of March, 1920 the Street Superintendent of said City made and filed with the Clerk of this Board a complete list of all assessments unpaid thereunder upon the respective assessments or diagram numbers thereof, whereupon said Clerk gave notice of the filing of said list and fixed in said Notice Monday the 15th day of March, 1920 at the hour of 8 o'clock P. M., and the regular meeting

place of said Board of Trustees, to-wit: The City Hall in said City of Lodi as the time and place respectively when interested persons might appear before the Board of Trustees and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, said time being that of a regular meeting of said Board, and

WHEREAS, it satisfactorily appears from the affidavits produced that the Clerk of this Board has caused to be given due notice by posting and publication as required by law of the filing by the Superintendent of Streets of the list of all unpaid assessments made under said Resolution of Intention No. 26 of said City; and

WHEREAS, since said filing by the Superintendent of Streets of the aforesaid list of unpaid assessments, the following assessments have been paid to the proper officer of the City, to-wit:

Assessment numbers 29; 30; 49; 52; 82; 84; 92; 105; 107 and 108 and 73.

aggregating the total sum of \$ 1907.89 leaving a balance due on account of said unpaid assessments of \$ 1878.82 and

WHEREAS, no protests or objections were presented against the issuance of bonds as aforesaid before or at the time set for said hearing, and no sufficient reason having been shown why bonds should not be issued upon the security of said unpaid assessments aggregating the total sum of \$ 1878.82 , and it further appearing that said list of unpaid assessments filed by the Superintendent of Streets is in all respects complete and correct, excepting therefrom the assessments paid since the filing of the same as hereinbefore set forth;

BE IT RESOLVED, that said list of unpaid assessments as filed by the Superintendent of Streets was in all respects complete and correct at the time of said filing; and that since said time assessments numbered: 29; 30; 49; 52; 82; 84; 92; 105; 107; and 108 and 73

have been paid.

And the Board hereby finds and determines that the unpaid assessments made pursuant to the proceedings taken under said Resolution of Intention No. 26 and the aggregate amount of the same are as follows:

<u>OWNER</u>	<u>ASSESSMENT NUMBER</u>	<u>AMOUNT</u>
UNKNOWN		
"	3	\$ 4.39
"	35	30.08
"	37	180.52
"	41	3.53
"	42	300.87
"	61	9.45
"	83	500.95
"	88	635.17
"	97	213.86

The Board further finds and determines that the aggregate amount of said assessments unpaid is the sum of \$1,878.82

The foregoing resolution No. 96 was adopted by the following vote:

Ayes: Trustees Montgomery Morehead, Crose, Hale and Black.
Noes: None.
Absent: None.

RESOLUTION NO. 97.

PROVIDING FOR THE ISSUANCE OF IMPROVEMENT BONDS TO REPRESENT AND BE SECURED BY ASSESSMENTS MADE FOR THE COST OF THE WORK AND IMPROVEMENTS MADE IN AND UPON SOUTH SCHOOL STREET IN THE CITY OF LODI, AND TO PROVIDE FOR THE SALE THEREOF.

BE IT RESOLVED, by the Board of Trustees of the City of Lodi, as follows:

WHEREAS, this Board of Trustees by its Resolution of Intention No. 26 providing for the Improvement of South School Street from the South Line of Oak Street to the North Line of Walnut Street, and from the South Line of Walnut Street to the North Line of Lodi Avenue, and from the South Line of Lodi Avenue to the City Limits on the South, in the City of Lodi, determined that serial bonds to represent unpaid assessments and to bear interest at the rate of seven per cent per annum, would be issued thereunder in the manner provided by the "Improvement Bond Act of 1915" and amendments thereto, and that the last installment of which bonds should mature nine (9) years from the 2nd day of July next succeeding nine months from their date, and

WHEREAS, the work to be done under said Resolution of Intention

No. 26 has been completed to the satisfaction of the Superintendent of Streets, and of the Board of Trustees; and the Superintendent of Streets on the 5th day of March, 1920, filed with the Clerk of the Board of Trustees a complete list of all/ ^{unpaid} assessments made under said proceedings, and

WHEREAS, this Board has this day found and determined that the aggregate amount of the unpaid assessments is the sum of \$1,878.82

NOW, THEREFORE, BE IT RESOLVED, as follows:-

Street Improvement Bonds to be issued pursuant to the provisions of the "Improvement Bond Act of 1915" and amendments thereto, evidencing the aforesaid indebtedness, shall be issued to the aggregate amount of \$1,878.80 and the number, denomination and character of such bonds shall be as follows:

Said bonds shall be dated the 15th day of March, 1920 and shall be of the character known as serials. One tenth part of the total amount of the bonds evidencing said indebtedness shall be payable on the 2nd day of July 1921, and one-tenth part of said total indebtedness shall be payable on the 2nd day of July of each and every year thereafter to and including the 2nd day of July, 1930.

Said total indebtedness shall be evidenced by ten (10) bonds of the denomination of one hundred (100) dollars each, and ten (10) bonds of the denomination of eighty-seven and 88/100 (87.88) dollars each.

One (1) of said bonds of the denomination of one hundred (100) dollars each and one (1) of said bonds of the denomination of eighty-seven and 88/100 (87.88) dollars each shall mature and be payable on the 2nd day of July, 1921, and one (1) of said bonds of a like denomination shall mature and be payable on the 2nd day of July of each and every year thereafter, to and including the 2nd day of July, 1930.

Said bonds shall be numbered 1 to 20, both inclusive, as follows:-

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<u>SERIES.</u>	<u>BOND NUMBERS.</u>	<u>DENOMINATION.</u>	<u>DATES OF MATURITIES.</u>
I-1	1	\$ 100.00	July 2nd, 1921
I-1	2	87.88	July 2nd, 1921
I-2	3	100.00	July 2nd, 1922
I-2	4	87.88	July 2nd, 1922
I-3	5	100.00	July 2nd, 1923
I-3	6	87.88	July 2nd, 1923
I-4	7	100.00	July 2nd, 1924
I-4	8	87.88	July 2nd, 1924
I-5	9	100.00	July 2nd, 1925
I-5	10	87.88	July 2nd, 1925
I-6	11	100.00	July 2nd, 1926
I-6	12	87.88	July 2nd, 1926
I-7	13	100.00	July 2nd, 1927
I-7	14	87.88	July 2nd, 1927
I-8	15	100.00	July 2nd, 1928
I-8	16	87.88	July 2nd, 1928
I-9	17	100.00	July 2nd, 1929
I-9	18	87.88	July 2nd, 1929
I-10	19	100.00	July 2nd, 1930
I-10	20	87.88	July 2nd, 1930

Said bonds shall be in substantially the following form to-wit:

No. _____ IMPROVEMENT BOND \$ _____
 CITY OF LODI,
 STATE OF CALIFORNIA.
 SERIES NO. _____

Under and by virtue of the act of the legislature of the State of California, entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued", approved June 11th, 1915, and amendments thereto, the City of Lodi (a municipal corporation) will on the second day of July 19 ,

out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on South School Street from the South Line of Oak Street to the North Line of Walnut Street, and from the South Line of Walnut Street to the North Line of Lodi Avenue, and from the South Line of Lodi Avenue to the City Limits on the South, in said City, as more fully described in Resolution of Intention No. 26 passed by the Board of Trustees of said municipality on the 22nd day of September, 1919, pay to bearer the sum of _____ dollars

(\$ _____) with interest thereon from the 5th day of March, 1920, at the rate of seven (7) per cent per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts and maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said Resolution of Intention, and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work, and, including principal and interest, is payable exclusively out of said fund.

The interest is payable semi-annually, to-wit: On the second days of January and July in each year hereafter, upon presentation of the proper coupons therefor; provided, that the first of said coupons is for the interest to the second day of January, 1921, and thereafter the interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated; provided, it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay same. If it is not presented at maturity interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July in any year by giving the notice provided in said act.

IN WITNESS WHEREOF, said City of Lodi has caused this bond to be signed by the Treasurer of said City of Lodi and by its Clerk, and has caused its Clerk to affix thereto its corporate seal all on the 15th day of March, 1920.

Treasurer.

Clerk.

Said bonds shall bear interest at the rate of seven per cent per annum, payable on the second days of January and July of each year, commencing January 2nd, 1921.

There shall be attached to each bond an interest coupon for each semi-annual payment of interest to become due thereon, and each coupon shall be in such an amount as to represent six months interest on the bond to which it is attached, except that the coupon representing the interest due January 2nd, 1921, shall be for such an amount as may represent the interest on each of said bonds respectively from the 5th day of March, 1920 to the 2nd day of January 1921.

Said coupons shall be numbered consecutively according to the order of their payment, and shall be substantially in the following form, to-wit:-

Coupon No. _____ Bond No. _____ \$ _____
Improvement Bond- City of Lodi.

On the 2nd day of _____, A. D. 19____, the City of Lodi will pay to the bearer hereof, at the office of the City Treasurer in said City, County of San Joaquin, State of California, the sum of _____ Dollars, said sum being the interest due on that date upon the above numbered improvement bond.
Series No. _____

City Treasurer.

The City Treasurer and City Clerk are hereby authorized and directed to sign each and every one of said bonds, and the City Clerk is authorized and directed to affix thereto the corporate seal of the City, and the City Treasurer is hereby authorized and directed to sign each and every one of the coupons attached to said bonds, provided however, that the City Treasurer in signing said coupons may use and adopt his printed or lithographed signature, in place of his signature by hand.

Said bonds shall be issued in annual series, and the unpaid assessments as shown on said list filed by the Superintendent of Streets and determined by said Board of Trustees together with interest thereon, shall remain and constitute a trust fund for the redemption and payment of said bonds and of the interest which may be due thereon,

which unpaid assessments shall be payable in annual series corresponding in number to the number of series of bonds issued, and an even annual proportion of each assessment shall be payable in each year preceding the date of maturity for each of the several series of bonds issued, and such proportion of each assessment coming due in any year together with the annual interest thereon, shall be payable in installments as the general municipal taxes of said City of Lodi on real property are payable and shall become delinquent at the same times and in the same proportionate amounts and bear the same proportionate penalties and interest for delinquency.

Sealed proposals for the purchase of said improvement bonds will be received by said Clerk up to the hour of eight o'clock P. M., on Monday the 5th day of April, 1920. Bids must be for not less than par value of the bonds and accrued interest. The right is reserved to reject any and all bids. If a satisfactory bid be received, the successful bidder may be allowed ten days for examination of the proceedings authorizing the issue of said bonds, and may make his bid subject to the legality of said proceedings. Bids must be accompanied by certified check or cashier's check on some responsible bank in the sum of ten per cent of the par value of the amount of bonds bid for, such check to be made payable to H. S. Clark, City Clerk.

The City Clerk is hereby directed to advertise for bids for such bonds as herein provided by publishing notice inviting bids, once a week for two weeks in the Lodi Sentinel. Said notice shall be in substantially the following form:

Sealed bids for the purchase of street improvement bonds of the City of Lodi, in the County of San Joaquin, State of California, will be received by the undersigned City Clerk of said City of Lodi, up to eight o'clock P. M., Monday the 5th day of April, 1920. Such bids shall be addressed to the undersigned and must be for not less than par value of the bonds bid for, with accrued interest to date of delivery. The right is reserved to reject any or all bids. The successful bidder will be allowed ten days for examination of the proceedings, and bids may be made subject to the legality of the proceedings. Each bid must be accompanied by a certified check or cashier's check upon some responsible bank in a sum equal to ten per cent of the par value of bonds bid for. Such checks shall be

made payable to the undersigned.

Said issue of bonds aggregate the total sum of \$1,878.80, bearing interest at the rate of seven per cent per annum, payable semi-annually on the 2nd day of January and July of each year. Said bonds are of the following denominations:-

Ten (10) bonds of the denomination of one hundred (100) dollars each, and ten (10) bonds of the denomination of eighty-seven and 88/100 (87.88) dollars each and are dated March 15th, 1920.

Said bonds are of the character known as serials, and one (1) of said bonds of the par value of one hundred (100) dollars each; and one (1) of said bonds of the par value of eighty-seven and 88/100 (87.88) dollars each is payable annually from July 2nd, 1921, to July 2nd, 1930, both inclusive, and are issued pursuant to the provisions of the "Improvement Bond Act of 1915", and Amendments thereto, and pursuant to proceedings taken by the Board of Trustees of the City of Lodi under Resolution of Intention No. 26.

City Clerk.

By order of the Board of Trustees.

Dated March 15th, 1920.

The foregoing resolution was adopted by the following vote:
Ayes: Trustees Crose, Montgomery, Morehead, Hale and Black.
Noes: None.
Absent: None.

Miscellaneous bills amounting to \$1091.66, having been passed by the auditing committee, were allowed and ordered paid.

Upon motion of Trustee Montgomery, seconded by Trustee Crose, the Board adjourned to meet again at 8 o'clock P. M. Monday March 22nd, 1920.

Attest:

H. S. Clark
City Clerk.